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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/661,229	09/12/2003	Joseph R. Hedrick	0112300-612	6841

29159 7590 11/03/2006

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EXAMINER

SAGER, MARK ALAN

ART UNIT	PAPER NUMBER
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3714

DATE MAILED: 11/03/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/661229

EXAMINER

ART UNIT

PAPER

1022006

DATE MAILED:

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Commissioner for Patents

The office has determined that the reply rec'd Aug 28, 2006 is a bona-fide attempt to respond to prior office action but it contains a serious omission, as per MPEP 714.03, for failing to properly provide citations where features of newly claimed invention is taught within originally filed specification such as retrieval of player data over network including player tracking data. The cited reply asserts no new matter has been added in first paragraph in remarks without addressing where support is found in instant specification which is deemed to be a serious omission. Further, filed reply fails to provide a proper reply by responding to all issues in prior action per 37 CFR 1.111 that states in part that a general allegation that the claims define a patentable invention without specifically pointing out how the language of the claims patentably distinguishes them from the references does not comply with the requirements of this section. It further states in amending in reply to a rejection of claims in an application, the applicant must clearly point out the patentable novelty which he or she thinks the claims present in view of the state of the art disclosed by the references cited. The applicant must also show how the amendments avoid such references or objections. In this case, Applicant failed to properly address the obviousness holdings and stated a general allegation of patentability without addressing how they distinguish over references. It is noted no review of the merits of filed reply has been initiated and only a determination that an incomplete response was filed is indicated herein.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, Applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).

M. A. Sager
Primary Examiner
Art Unit: 3712